



City of Chicago

Business Affairs and Consumer Protection

PUBLIC VEHICLE INDUSTRY NOTICE

January 31, 2017

Notice No. 17-006

ATTENTION:

CHARTER/SIGHTSEEING Public Passenger Vehicle License Holders

The City Council of Chicago passed amendments to Municipal Code of Chicago (MCC) Chapter 9-114 in September 2016 which regulate Charter/Sightseeing Public Passenger Vehicle Licensee operating protocols and requirements.

Effective October 15, 2016, Charter/Sightseeing Public Passenger Vehicle License Holders must be in compliance with the following MCC section while operating in the City of Chicago:

MCC 9-114-315 Allowing unlawful acts.

(a) For purposes of this section, the following definitions apply:

"Allow" means: (1) to permit or approve, either in writing or orally; or (2) to fail to take corrective action.

"Corrective action" means to first make a prompt demand that a passenger either refrain from committing the acts set forth in subsections (b) and (c) of this section or depart from the charter/sightseeing vehicle. If the recipient of the demand does not comply with the demand, "corrective action" means to promptly terminate the charter/sightseeing service and return any passengers to their point of origin, or make a prompt report of the unlawful act(s) to the Chicago Police Department.

"Owner" means an owner of a charter/sightseeing vehicle or charter/sightseeing service, including an individual, firm, partnership, joint venture, association, corporation, estate, trust, trustee, or any other group or combination acting as a bus company or other business entity.

(b) No owner, or driver of a charter/sightseeing vehicle, shall allow any passenger:

1. who is under the age of 21 to possess or consume alcoholic liquor.
2. to engage in disorderly conduct.
3. to possess any drug paraphernalia.
4. to discharge a weapon.
5. to hurl projectiles from the vehicle.
6. to commit indecent exposure.
7. to litter.
8. to unlawfully possess or use marijuana.

(c) No owner, or driver of a charter/sightseeing vehicle, shall allow any person who is visibly inebriated onto that vehicle unless the next stop is the point of origin.

(d) The driver of a charter/sightseeing vehicle shall keep an itinerary identifying the point of origin and each stop for the current trip and shall present that itinerary to a Police Officer upon request.

(e) A driver's violation of this section shall be attributable to, and deemed a violation by, the owner. A notice of violation of this section shall be deemed served upon the owner once it has been deposited in U.S. mail with proper postage prepaid and properly addressed to the registered agent of the charter/sightseeing vehicle business entity or, alternatively, to the registered owner of the vehicle.

(f) Each person who violates this section shall be subject to a fine of not less than \$250 nor more than \$500 for the first offense, not less than \$500 nor more than \$1,000 for the second offense, and not less than \$1,000 nor more than \$1,500 for the third and succeeding offenses, during the same calendar year.

(Added Coun. J. 9-14-16, p. 31399, § 1)

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- ▶ For questions, comments, or to join the City of Chicago's Department of Business Affairs and Consumer Protection-Public Vehicle Operations (BACPPV) e-mail list to receive industry notices and other news, send an email to BACPPV@cityofchicago.org.
 - ▶ Rules and Regulations governing City of Chicago licensed public vehicles and public chauffeurs are available at www.cityofchicago.org/bacp.
 - ▶ The Municipal Code of Chicago is available at www.amlegal.com.

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